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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted With Initial Filing Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

| | |
|---------------------------------|---------------------|
| Attorney Docket Number | PHUS030008US |
| First Named Inventor | Michael J. Petrillo |
| <i>COMPLETE IF KNOWN</i> | |
| Application Number | / |
| Filing Date | |
| Group Art Unit | |
| Examiner Name | |

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS TO RECOVER A DEAD PIXEL IN DIGITAL IMAGING SYSTEMS

the specification of which *(Title of the Invention)*

is attached hereto

OR

was filed on (MM/DD/YYYY) 01/06/2003 as United States Application Number or PCT International

Application Number **60/438,221** and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) Country | Priority Not Claimed | Certified Copy Attached? | |
|-------------------------------------|---------|--|--|--|--|
| | | | | YES | NO |
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Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

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DECLARATION — Utility or Design Patent Application

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor

| | | | |
|---|------------|---------------------------|----------|
| Given Name (first and middle [if any]) | Michael J. | Family Name or Surname | PETRILLO |
|---|------------|---------------------------|----------|

| | | | |
|-------------------------|--|------|---------|
| Inventor's Signature | | Date | 8-29-05 |
|-------------------------|--|------|---------|

| | | | |
|------------|-------------|----------------|--------------------|
| Pleasanton | CA State | USA Country | USA Citizenship |
|------------|-------------|----------------|--------------------|

| | | | |
|-----------------------|--|--|--|
| 3718 Rose Rock Circle | | | |
|-----------------------|--|--|--|

| | | | |
|-----------------|--|--|--|
| Mailing Address | | | |
|-----------------|--|--|--|

| | | | |
|------------|-------------|--------------|----------------|
| Pleasanton | CA State | 94588 Zip | USA Country |
|------------|-------------|--------------|----------------|

| | |
|--------------------------|---|
| NAME OF SECOND INVENTOR: | <input type="checkbox"/> A petition has been filed for this unsigned inventor |
|--------------------------|---|

| | | | |
|---|--------|---------------------------|--------|
| Given Name (first and middle [if any]) | Kim H. | Family Name or Surname | HANSEN |
|---|--------|---------------------------|--------|

| | | | |
|-------------------------|--|------|-------------|
| Inventor's Signature | | Date | 17 AUG 2005 |
|-------------------------|--|------|-------------|

| | | | |
|-----------|---|--------------------|------------------------|
| Bagsvaerd | - | DENMARK Country | DENMARK Citizenship |
|-----------|---|--------------------|------------------------|

| | | | |
|------------------|--|--|--|
| Vandkarsevej 47A | | | |
|------------------|--|--|--|

| | | | |
|-----------------|--|--|--|
| Mailing Address | | | |
|-----------------|--|--|--|

| | | | |
|-----------|---|-------------|--------------------|
| Bagsvaerd | - | 2880 Zip | DENMARK Country |
|-----------|---|-------------|--------------------|

Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any])

Thomas

Family Name
or Surname

Date

11/17/2005

Inventor's
Signature

Residence: City San Francisco

CA

USA

USA

State

Country

Citizenship

1133 Dolores Street APT 7

Mailing Address

San Francisco
City

CA

94110

USA

State

Zip

Country

NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any])

Family Name
or Surname

Inventor's
Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

City

State

Zip

Country

Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.